

LEGAL NOTICE TO BIDDERS

Sealed bids will be received at the office of the City Manager of Red Bank, City Hall, 3117 Dayton Boulevard, Red Bank, TN 37415 no later than 10:00 a.m. **Monday, July 9, 2012** for furnishing the City of Red Bank with the following:

FOR THE DIVISION OF: Public Works

FOR THE PURCHASE OF: Resurfacing five (5) Tennis Courts

(Reference: # 12-0701)

THE CITY OF RED BANK ENCOURAGES THE PARTICIPATION OF SMALL AND MINORITY BUSINESSES IN THE PURCHASING PROCESS.

Award of contracts will be made on the basis of the lowest and best bids as determined by the City of Red Bank.

Any protest of award must be filed in writing with the Purchasing Agent within five (5) days of the award announcement.

By Order of the Mayor of the City of Red Bank, Tennessee.

Monty N. Millard
MAYOR

John H. Alexander
CITY MANAGER

Published in The Chattanooga Times Free Press June 19, 2012 (2) copies

INSTRUCTIONS TO BIDDERS

No objections with regard to the application, meaning, or interpretation of these specifications will be considered after the opening of the subject bids. Unsigned bids will be considered nonconforming. Bids containing terms and conditions other than those contained herein, may be considered nonconforming.

Bidders will submit their proposal in a sealed envelope INDICATING ON THE OUTSIDE: THE COMPANY NAME AND THE ABOVE REFERENCE #. Any firm receiving a mailed bid on the above subject and not bidding will be electronically removed from the mailing list used for the above referenced subject after three consecutive non-responses or no bids.

Upon opening, all bids and attendant documents become a matter of public record.

NO BID OF PERFORMANCE BOND REQUIRED.

Vendors must comply with all applicable licensing requirements.

In accordance with Title VI, it is the policy of the City of Red Bank not to discriminate in admission to, access to, or operation of its programs, services and activities. With regard to all aspects of this contract, the Vendor certifies and warrants it will comply with this policy. The City of Red Bank reserves the right to waive any informality or to accept or reject any and all bids, and to accept the bid, which in the opinion of the City Commission, is in the best interest of the City of Red Bank.

The City of Red Bank reserves the right to reject any and all bids and to waive any informality in bidding.

For additional information, contact: Tim Thornbury (423) 877-1103.

To the Honorable Mayor of Red Bank, Tennessee

Gentlemen:

_____, 20____

(I/We) do hereby declare that (I am/we are) the only person, firm or corporation interested in this proposal, and that no other person, firm or corporation than the one herein named has any interest herein or in the contract proposed to be taken; that it is made without any connection with any person, firm or corporation making proposal for the same work, and that it is in all respects fair as to each item bid upon and as to the proposal as a whole and without collusion or fraud; also that no officer or employee of the City of Red Bank, who is by law excluded from participating therein, is directly or indirectly interested herein, or in the furnishing of the supplies, or doing the work to which it relates, or in furnishing surety, or in any portion of the profits thereof;

With the understanding that any contract resulting from the bids taken herein shall be governed, construed and enforced according to the laws of the State of Tennessee. All actions whether sounding in contract or in tort, relating to the validity, construction, interpretation, and enforcement of this contract shall be instituted and litigated in the courts of the State of Tennessee located in Hamilton County, Tennessee, and in no other. In accordance herewith the parties to this proposal submit to the jurisdiction of the courts of the State of Tennessee, located in Hamilton County, Tennessee;

And do further declare that (I/We) have carefully examined the annexed specifications, and hereby propose to furnish the following items, and/or do the following work for the sum hereinafter set forth, VIZ:

GENERAL CONDITIONS:

1. The bid must meet or exceed the Bid Specifications. The bidder is required to list all exceptions, deviations or variations to the specifications set forth and it should be done in a clear, logical fashion on a sheet designated by the bidder as such. Brochures, standard catalog sheets or technical data may accompany each proposal, but may not be considered a notice of exceptions, deviations, or variations to these specifications.
2. Work to be performed includes furnishing and installing surfacing and striping to five (5) tennis courts located at 3817 Redding Road.
3. Contractor must have experience with similar projects, and must provide the City with a list of jobs completed within the last five years.
4. Contractor must supply City with sample of proposed product for prior approval.
5. Contractor must be licensed within the state of Tennessee and entitled to practice the following classifications: Tennis court facilities.
6. Contractor must use materials that meet the guidelines and specifications for the "American Sports Builders Association" "United States Tennis Court and Track Builders Association"
7. Contractor shall furnish the City with an estimated start day and complete the project in a timely manner as specified in the contract document.
8. Contractor shall furnish all labor, materials and equipment to fully execute the job.
9. Contractor shall furnish and maintain temporary flagging and barricades when required to protect employees and the public.
10. Contractor shall perform daily clean up of trash and debris.
11. Contractor and any sub-contractor shall carry proper insurance as specified in the contract documents.

AUDIT CLAUSE

"The City reserves the right to audit the records of the "(contractor name)." The Contractor shall make and keep as the same accrue, full and complete records and books as accounts of revenue and income, and costs and expenses that specifically relate to performance under this contract. Records and books of accounts, together with any or all other memoranda pertaining thereto that may be kept, maintained or possessed by the Contractor, shall be open to examination during regular business hours by the City or its representatives for the purpose of inspecting, auditing, verifying or copying the same or making extracts there from. The Contractor shall make and keep said records and books of accounts in accordance with generally accepted accounting principles."

BID SECTION:

As per attached specifications, the bid for the resurfacing of five (5) tennis courts is as follows:

BID Price _____

Days to complete project: _____ days

For either of the two following numbered reasons (I,we) herewith declare that (I/we)) will forfeit any claim to any contract resulting from the bid stated herein:

(AND, IF A BID BOND IS REQUIRED IN ORDER TO COMPLY WITH THE ENCLOSED "LEGAL NOTICE TO BIDDERS")

(I,we) will forfeit as liquidated damages to the City of Red Bank (my/our) bidder's bond, or certified or cashier's check on a solvent bank in the sum of _____ N/A _____ (\$ _____) DOLLARS:

- 1) If the contract is not signed and returned to the City WITHIN TEN (10) DAYS AFTER RECEIPT OF SAME, or:
- 2) If a performance bond is required – failure to enter into a contract with a good and solvent bond in a surety company doing business in the State of Tennessee acceptable to the City of Red Bank in an amount equal to the gross amount of said contract (or for an amount as specified) and to be made and contract signed and required to the City WITHIN TEN (10) DAYS AFTER RECEIPT OF SAME.

The full name and residence of all persons interested in the foregoing as principals are as follows: (If out of state company, please list Tennessee office address.)

BUSINESS ADDRESS OF BIDDER: _____

If Bidder is an INDIVIDUAL, fill out the following: _____
(NAME OF OWNER)

If Bidder is a PARTNERSHIP, fill out the following:

PARTNER NAME:

ADDRESS:

If Bidder is a CORPORATION, fill out the following:

NAME OF CORPORATION PRESIDENT: _____

NAME OF CORPORATION SECRETARY: _____

NAME OF COMPANY: _____

SIGNATURE OF BIDDER: _____

PHONE NUMBER: _____

TITLE: _____

Specifications for resurfacing 5 tennis courts

1. Thoroughly clean the surface free of algae, dirt and debris and strip as much of the loose surface as possible to ensure proper adhesion. This will be accomplished using wire brooms and power blowers.
2. Treat the existing cracks using either NOVACAULK Acrylic Crack Fill as manufactured by NOVA Sports USA or Plexipave Court Patch Binder Acrylic Cement as manufactured by California products. The width of the crack will determine which material will be used
3. Squeegee apply 1 layer of Laykold Nusurf flexible resurfacer. The material shall contain 60-mesh sand to provide an even texture to the surface.
4. Squeegee 2 layers of Laykold Color Concentrate. The material shall contain 80-mesh sand to provide a "medium-speed" playing surface. The color scheme will be the same as the existing unless otherwise specified. **The materials shall have a high proportion of solids; fade resistance, color stability, and mildew and fungus resistance.**
5. Layout per ITF Rules of tennis and plot the lines using 2-inch wide masking tape and a hand operated striping machine. This will yield clean, sharp, accurate lines.
6. Apply 2 coats of textured striping material as manufactured by NOVA Sports. The material shall contain 80-mesh sand to provide the same playing characteristics as the playing surface.
7. Existing net posts will be cleaned and repaired and repainted. Re-hang existing nets but furnish new center straps.
8. Must provide a (1) year warranty on all workmanship & material.